

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

Attorney Docket: 225/48167CO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation or
divisional application under 37 C.F.R. 1.53(b), of pending prior
application:

Serial No. 09/381,466
Filed on December 28, 1999
Of Rainer Gadow et al.
Entitled: FIBER-REINFORCED COMPOSITE CERAMICS
INFILTRATED WITH MOLTEN METAL
Examiner: R. Weisberger
Group: 2164
Batch No:

- X 1. Accompanying this order is a true copy of the
prior application as originally filed.
Total pages 32
2. New Formal drawings are being filed herewith
consisting of sheet(s), depicting Figures
 .
- X 3. Declaration and Power of Attorney:
- a. Newly executed (original or copy)
- b. X Copy from prior application
- i. Deletion of Inventors - signed statement
attached deleting inventor(s) named in the
prior application
- X 4. Incorporation by Reference:

The entire disclosure of the prior application,
from which a copy of the oath or declaration is
supplied under Box 3b, is considered as being
part of the disclosure of the accompanying
application and is hereby incorporated by
reference therein.

- x 5. Cancel original claims 1-35.
6. Small entity status:
- a. A small entity statement is enclosed
- b. A statement of small entity status (copy attached) was filed on in the prior application and status as a small entity is still proper and desired.
- c. Is no longer claimed

- X 7. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

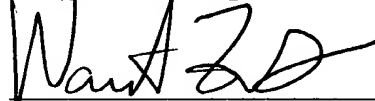
Basic Fee	\$355	\$710
Total Claims <u> 47 </u> - 20 = <u> 27 </u> x 9 = \$ <u> </u> 18 = \$ <u>486.00</u>		
Ind. Claims <u> 2 </u> - 3 = <u> </u> x 40 = \$ <u> </u> 80 = \$ <u> </u>		
<u> </u> Multiple Dependent Claims + 135 = \$ <u> </u> 270 = \$ <u> </u>		
Total	\$ <u> </u>	\$1196.00

8. Please charge my Deposit Account No. 05-1323 (Docket #) in the amount of \$.
- X 9. A check in the amount of \$1,196.00 to cover the filing fee is enclosed.
- X 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #225/48167CO).
- X 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/381,466, filed December 28, 1999, which is a National Stage of PCT/EP98/00951, filed on February 19, 1998.--
- x 12. Priority of Appln. No(s). 197 118 31.3, filed in Germany on March 21, 1997, is hereby claimed under 35 U.S.C. 119.
13. A certified copy of each said priority document was filed in application Serial No. on .

- x 14. The prior application is assigned of record to DaimlerChrysler AG.
- X 15. The power of attorney in the prior application is to:
- Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.
- X a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:
- CROWELL & MORING, L.L.P.
P.O. Box 14300
Washington, DC 20044-4300
- x 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- x 17. A Preliminary Amendment is being filed herewith.
- x 18. Return Receipt Postcard.
19. Other:

August 23, 2001

Respectfully submitted,



Warren A. Zitlau
Registration No. 39,085

Donald D. Evenson
Registration No. 26,160

DDE:WAZ:vca
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